

07-2905

dfw

PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/783,871
		Filing Date	February 20, 2004
		First Named Inventor	Bonnie HEPBURN
		Art Unit	1615
		Examiner Name	Thurman K. Page
Total Number of Pages in This Submission	13	Attorney Docket Number	29635-714.201

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Itemized Return Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT	
Firm or Individual name	Aubrey A. Haddach, Reg. No. 48,374, WILSON SONSINI GOODRICH & ROSATI
Signature	
Date	July 27, 2005

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as Express Mail (Label No. EV517732564 US) in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Michael Boyd		
Signature		Date	July 27, 2005

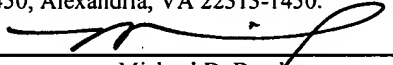
This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



WSGR Reference No. 29635-714.201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<p>In re the Patent Application of:</p> <p>Applicant: Bonnie HEPBURN <i>et al.</i></p> <p>Serial No.: 10/783,871</p> <p>Filed: February 20, 2004</p> <p>Title: <i>A Novel Formulation, Omeprazole Antacid Complex-Immediate Release Formulation for Rapid and Sustained Suppression of Gastric Acid</i></p>	<p>Group Art Unit: 1615</p> <p>Examiner: Thurman K. Page</p> <p>WSGR Reference No.: 29635-714.201</p> <hr/> <p><u>Certificate of Mailing Under C.F.R. §1.8</u></p> <p>I hereby certify that this correspondence and all marked attachments are being deposited by Express Mail, Express Mailing Label No.: EV 517732564 US on 27-July-2005 addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p>By:  Michael D. Boyd</p>
---	---

PRELIMINARY AMENDMENT

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to examination of the above-referenced application, please amend the application as indicated below.

Amendments to the Claims are reflected in the complete listing of claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.

Conclusion is on page 12 of this paper.